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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Robert Stamper et al.

Attorney Docket No.: ISSCP003

Application No.: 10/528,276

Examiner: Unknown

Filed: March 16, 2005

Group: Unknown

Title: APPARATUS AND METHOD FOR  
SURGICAL BYPASS OF AQUEOUS HUMOR

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail on October 3, 2005 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

Signed: \_\_\_\_\_

Valerie Olsen

**INFORMATION DISCLOSURE STATEMENT  
37 CFR §§1.56 AND 1.97(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The references listed in the attached PTO Form 1449 may be material to examination of the above-identified patent application. Pursuant to 37 C.F.R. §1.98(a)(2)(i), Applicants have not submitting copies of the U.S. and Foreign Patent references. However, a copy of the cited article is being submitted. The Examiner is requested to make these references of official record in this application.

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that these references indeed constitute prior art.

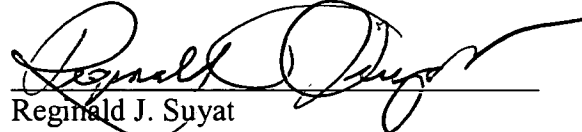
This Information Disclosure Statement is: (i) filed within three (3) months of the filing date of the above-referenced application, (ii) believed to be filed before the mailing date of a first Office Action on the merits, or (iii) believed to be filed before the mailing of a first Office Action after the

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ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /V.B./

filing of a Request for Continued Examination under §1.114. Accordingly, it is believed that no fees are due in connection with the filing of this Information Disclosure Statement. However, if it is determined that any fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account 500388 (Order No. ISSCP003).

Dated: September 30, 2005

Respectfully submitted,  
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| Form 1449 (Modified)                                     | Atty Docket No.<br>ISSCP003          | Application No.:<br>10/528,276 |
| <b>Information Disclosure<br/>Statement By Applicant</b> | Applicant:<br>Robert Stamper, et al. |                                |
| (Use Several Sheets if Necessary)                        | Filing Date<br>March 16, 2005        | Group<br>Unknown               |

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|                  |               |                         |                     |                          |       |           | Yes         | No |
|                  | <del>B1</del> | <del>WO02/32343A2</del> | <del>04/25/02</del> | <del>PCT</del>           |       |           |             |    |
|                  | <del>B2</del> | <del>WO01/78656A2</del> | <del>10/25/01</del> | <del>PCT</del>           |       |           |             |    |
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| Examiner<br>/Vy Bui/ |     | Date Considered 09/15/2008   |

Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



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| <b>Form 1449 (Modified)</b><br><br><b>Information Disclosure<br/>Statement By Applicant</b><br><br>(Use Several Sheets if Necessary) | Atty Docket No.<br>ISSCP003<br>Applicant:<br>Robert Stamper, et al.<br>Filing Date<br>March 16, 2005 | Application No.:<br>10/528,276<br><br>Group<br>Unknown |
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| Examiner Initial | No.      | Author, Title, Date, Place (e.g. Journal) of Publication |
|                  | C3       |  |
| Examiner         | /Vy Bui/ | Date Considered 09/15/2008                               |

Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.